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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: M.R. Toland Attorney Docket No.: WEYE121907

Application No.: 10/680,676 Art Unit: 1651 / Confirmation No.: 5444

Filed: October 7, 2003 Examiner: L.B. Lankford, Jr.

Title: METHODS FOR CLASSIFICATION OF SOMATIC EMBRYOS

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF APPEALS

September 20, 2005

TO THE COMMISSIONER FOR PATENTS:

A. Appeal

Applicants hereby appeal to the Board of Appeals from the decision dated June 20, 2005, of the Examiner finally rejecting Claims 1-14. The required fee of \$500 is included in our enclosed Check No. 166188.

B. Additional Fee Charges or Credit for Overpayment.

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Deposit Account No. 03-1740. A copy of this notice is enclosed.

Please address all future correspondence to:

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Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date: September 20, 2005 Victoria S. Leek SIL:vas

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